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Sonnenschein Nath and Rosenthal LLP 233 S Wacker Dr Willis Tower Chicago, IL 60606-1080

In re Application of

THOMAS : DECISION ON PETITION

Application No.: 10/585,977 :

PCT No.: PCT/ES2005/000327 : UNDER 37 CFR 1.137(b)

Int. Filing Date: 08 June 2005

Priority Date: 10 May 2005

Atty. Docket No.: 09814600-0003

For: METHOD FOR OBTAINING A WHEAT PLANT: WITH IMPROVE YIELD PROPERTIES AND A:

NEW TYPE OF WHEAT OBTAINED :

The petition to revive under 37 CFR 1.137(b) filed 24 May 2010 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in filing the required reply form the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has provided the proper reply in the form of payment of the necessary supplemental fees. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for treatment in accordance with this decision.

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